

SENATE BILL 1959

By Haynes

AN ACT to amend Tennessee Code Annotated, Title 4;
Title 5; Title 12; Title 43 and Title 67, relative to
fairs.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 43, Chapter 21, is amended by adding the following language as a new part 3:

43-21-301. As used in this part, the term “qualified organization” means a Tennessee nonprofit corporation created prior to July 1, 2010, that:

- (1) Is qualified as a tax-exempt organization under Internal Revenue Code § 501(c)(3); and
- (2) Has prior experience in operating at least one (1) state fair.

43-21-302. The commissioner, after a hearing with at least thirty (30) days’ notice to the public, shall have the authority to appoint a qualified organization to be the sole and exclusive operator of a fair known as the Tennessee State Fair.

43-21-303. The commissioner shall have the authority to adopt rules to implement this part in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5, such rules to include provisions relative to qualifications of an approved operator, the term of the appointment, the criteria for evaluation of performance and the standards and process for terminating the appointment.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.